

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ALISON MICHELE CRUZ, *on behalf of herself
and all others similarly situated,*

Plaintiff,

-against-

MY SWEET MUFFIN, LLC,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 11/13/2023

1:23-cv-05418 (MKV)

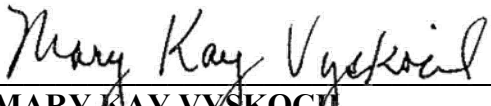
ORDER OF DISMISSAL

MARY KAY VYSKOCIL, United States District Judge:

The Court is in receipt of a letter informing the Court that the parties have reached a settlement in principle. [ECF No. 17]. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the parties are unable to memorialize their settlement in writing and as long as the application to restore the action is made by December 13, 2023. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004). Any request for an extension shall be made by letter filed on ECF and must be received at least 48 hours before the deadline.

SO ORDERED.

**Date: November 13, 2023
New York, NY**



MARY KAY VYSKOCIL
United States District Judge